

## § 10.1

### Subpart C—Maintenance of Records

- 10.21 General.
- 10.23 Accounting of disclosures.
- 10.25 Mailing lists.
- 10.27 Government contractors.
- 10.29 Social Security numbers.

### Subpart D—Availability of Records

- 10.31 Requests for records.
- 10.33 Acknowledgment and access.
- 10.35 Conditions of disclosure.
- 10.37 Identification of individual making request.
- 10.39 Location of records.

### Subpart E—Correction of Records

- 10.41 Requests for correction of records.
- 10.43 Time limits.
- 10.45 Statement of disagreement.

### Subpart F—Procedures for Reconsidering Decisions Not To Grant Access to or Amend Records

- 10.51 General.

### Subpart G—Exemptions

- 10.61 General exemptions.
- 10.63 Specific exemptions.

### Subpart H—Fees

- 10.71 General.
- 10.73 Payment of fees.
- 10.75 Fee schedule.
- 10.77 Services performed without charge.

### Subpart I—Criminal Penalties

- 10.81 Improper disclosure.
- 10.83 Improper maintenance of records.
- 10.85 Wrongfully obtaining records.

#### APPENDIX TO PART 10—EXEMPTIONS

AUTHORITY: 5 U.S.C. 552a; 49 U.S.C. 322.

SOURCE: 45 FR 8993, Feb. 11, 1980, unless otherwise noted.

### Subpart A—Applicability and Policy

#### § 10.1 Applicability.

This part implements section 552a of title 5, United States Code, as well as other provisions of the Privacy Act of 1974, and prescribes rules governing the availability of those records of the Department of Transportation which relate to citizens of the United States

## 49 CFR Subtitle A (10–1–15 Edition)

and aliens lawfully admitted for permanent residence.

[45 FR 8993, Feb. 11, 1980, as amended at 62 FR 23666, May 1, 1997]

#### § 10.3 Policy.

It is the policy of the Department of Transportation to comply with the letter and the spirit of the Privacy Act (the Act). Therefore, personal data contained in each system of records is afforded adequate protection against unauthorized access, is as accurate as is feasible, and is limited to that necessary to accomplish the stated use or uses of the system. Further, no system of records is exempted from the requirements of the Act unless it is determined that to do so is in the best interest of the government with due concern for individual rights.

#### § 10.5 Definitions.

Unless the context requires otherwise, the following definitions apply in this part:

*Administrator* means the head of an operating administration and includes the Under Secretary for Security and the Commandant of the Coast Guard.

*Department* means the Department of Transportation, including the Office of the Secretary, the Office of Inspector General, and the following operating administrations: This definition specifically excludes the Surface Transportation Board, which has its own Privacy Act regulations (49 CFR Part 1007), except to the extent that any system of records notice provides otherwise.

- (1) Federal Aviation Administration.
  - (2) Federal Highway Administration.
  - (3) Federal Motor Carrier Safety Administration.
  - (4) Federal Railroad Administration.
  - (5) Federal Transit Administration.
  - (6) National Highway Traffic Safety Administration.
  - (7) St. Lawrence Seaway Development Corporation.
  - (8) Pipeline and Hazardous Materials Safety Administration.
  - (9) Research and Innovative Technology Administration.
  - (10) Maritime Administration.
- General Counsel* means the General Counsel of the Department.